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From: Nyffeler, Robin T - DNR
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Subject: Best management practices

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40 CFR 122.44(k)(3) provides that Best Management Practices must be installed when numeric limitations are infeasible. Is there any federal guidance on what “infeasible” means? We are incorporating this provision into our rules (rule package 5) and fish hatcheries are asking what this means. The only example I can think of is situations where there is a diffuse discharge (e.g. storm water discharges or CAFO discharges). Are there other examples? I need to know by early next week.

There are federal guidance documents mentioned in a note after this federal regulation. I’m having trouble finding the documents. I’m not interested in the storm water guidance document. Can someone send the guidance documents to me (and Jake Zimmerman).

Thank you.

Robin

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